

GOVERNMENT OF ANDHRA PRADESH
A B S T R A C T

SUITS – Land Acquisition – Nizamabad District – Bheemgal & Vallpur (Mandals) Ramannapet, Jagrial, Mothe & Morthad (Villages) – O.P.No.1180/2004 – Sanction of **Rs.39,12,968/-** Orders – Issued.

IRRIGATION & CAD (PW.LA.III.A2) DEPARTMENT

G.O.RT.NO. 417

DATE:08.06.2008

Read:

From the Spl.CS to Govt & CCLA, AP, Hyd.Lr.No.G3/1726/2008,
Dt:25.04.2008 alongwith the letter of District Collector, Nizamabad.

O R D E R:

The Special Chief Secretary & Chief Commissioner of Land Administration, Hyderabad has submitted the proposals for sanction of decretal charges in respect of O.P.No.1180/2004 pertaining to Ramannapet, Jagrial, Mothe & Morthad (Villages) Bheemgal & Vallpur (Mandals) of Nizamabad District. The brief history of the case is that the then LAO had acquired the land for an extent of Ac.23.09 gts for construction of restoration of breached anicur across Udipivagu of Ramannapet (V) vide Award No.B2/1273/98, dt:16.04.2002 by fixing the market value @Rs.32,000/- per acre for dry lands and Rs.56,000/- per acre for wet lands. The claimants sought reference U/s.18 of the L.A.Act of enhancement of the market value awarded by the LAO in O.P.No.1180/2004. The Addl.District Judge, Nizamabad in judgment dt:23.11.2004 has enhanced the market value abnormally and fixed @Rs.75,000/- p.a for dry lands and Rs.1,00,000/- per acre for wet lands. The Court relied on the Lok Adalat award approved under G.O.Ms.No.56, dt:23.0-4.2002 in which Rs.1,00,000/- per acre granted to the wet lands and Rs.75,000/- per acre granted to the dry land which were acquired for flood flow canal of SRSP pertaining to the lands of adjacent villages.

2) After careful examination of the matter, Government hereby accord sanction for an amount of **Rs.39,12,968/- (Rupees Thirty nine lakhs twelve thousand nine hundred and sixty eight only)** towards decretal charges in O.P.No.1180/2004 pertaining to Ramannapet, Jagrial, Mothe & Morthad (Villages) Bheemgal & Vallpur (Mandals) of Nizamabad District subject to verification whether the reference under section 18(1) of the L.A.Act is made to the Lower Court after following all the guidelines/directions on the subject and in case it is detected that Section 18 reference was made contrary to the rules/guidelines issued by the Government/ Special Chief Secretary to Government and Chief Commissioner for LandAdministration, Andhra Pradesh, Hyderabad immediate action should be taken to recover the loss sustained by the Government from the staff concerned and filing of restitution petition and also subject to confirmation of the Chief Engineer as to the extent of land acquired. Further, the District Collector should verify the calculations made by the Land AcquisitionOfficer once again thoroughly with reference to the decree and instructions issued by the Government/Special Chief Secretary to Government and Chief Commissioner for Land Administration, Andhra Pradesh, Hyderabad on the subject from time to time duly deducting the Income Tax as per rules before depositing the amount in Lower court.

(PTO)

3) The District Collector, Adilabad is directed to follow the directions issued by the Hon'ble High Court on 30.04.2007 in W.P.No.2181 of 2005 in disbursement of the above sanctioned decretal charges to the rightful claimants in respect of O.P.No.1180/2004 under SRSP for avoiding intervention of the middlemen.

4) The expenditure sanctioned in para (2) above shall be debitible to the following Head of Account "2701- Capital Out Lay – M & MI – 01 – Major Irrigation – Commercial – MH.116 Sriramasagar Project –GH.11 – Normal State Plan – SH (26) Dams & Appurtenant works – 530/532 lands (Charged)". In case, the available budget provision is not sufficient to meet the present requirement, the expenditure shall be met initially by way of advance from contingency fund subject to surrendering an equal amount from voted grant.

5) This order issues with the concurrence of Finance (Works&Projects) Department vide their U.O. No.1836/F4(2)/2009-1, dated 20.05.2009.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

ADITYA NATH DAS
SECRETARY TO GOVERNMENT

To

The Spl. Chief Secretary to Government & CCLA, A.P., Hyderabad.
The District Collector, Adilabad District.

The SDC, LA-cum-Loc, Unit, SRSP, Pochampad.

The Administrative-cum-Chief Engineer, Hyderabad.

The Director of Works Accounts, Hyderabad.

Copy to: P.S. to Minister (M& MI).

Finance (W&P) Department/File C.No.10534/LA-III(A1/2009
SF/SCs

//FORWARDED::BY ORDER//

SECTION OFFICER